



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF NURSING

IN THE MATTER OF
THE CERTIFICATE OF

Administrative Action

TALEISHA CHARLES, CHHA
Certificate # 26NH09760300

FINAL ORDER
OF DISCIPLINE

TO PRACTICE AS A CERTIFIED
HOMEMAKER HOME HEALTH AIDE
IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Taleisha Charles ("Respondent") is the holder of certificate number 26NH09760300 and has been a Certified Homemaker Home Health Aide (CHHA) at all times hereto.

2. On November 4, 2013, the Board received a flagging notice advising that Respondent was arrested on November 2, 2013 by the New Jersey State Police for the following charges: (1) count Possession of Marijuana/hash, in violation of N.J.S.A. 2C:35-10A(4); (2) counts Possession of Controlled Dangerous Substance or Analog, in violation of N.J.S.A. 2C:35-10A(1); and

(3) counts Possession of Prescription Legend Drug or Stramonium Preparation, in violation of N.J.S.A. 2C:35-10.5E(1).

3. Upon receipt of the flagging notice, the Board sent a letter of inquiry, requesting certain information and submission of documents, to Respondent's address of record, via regular and certified mail on or about November 18, 2013. The certified mail was unclaimed and returned to the Board, with no forwarding information. The delivery via regular mail was not returned.

4. Respondent did not provide a response to the Board's request for information.

CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a failure to cooperate with a Board investigation, in contravention of N.J.A.C. 13:45C-1.2, -1.3, in violation of N.J.S.A. 45:1-21 (e), subjecting Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21 (h).

Respondent's failure to provide the Board with a valid address constitutes a violation of N.J.A.C. 13:37-5.7.

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a suspension and a two hundred dollar (\$200) civil penalty was entered on March 14, 2014. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day

following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent responded to the Provisional Order of Discipline by providing a narrative statement, and a satisfactory performance evaluation from her current employer. Respondent maintained that she had a valid prescription for the CDS. All charges were dismissed.

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary and that no material discrepancies had been raised. The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the findings of fact or conclusions of law. Inasmuch as Respondent provided the information originally requested, the Board determined that suspension was no longer warranted. However, the Board determined that Respondent's failure to respond to the original inquiry, thereby necessitating the filing of the Provisional Order of Discipline, and review of Respondent's subsequent reply months later,

warrants imposition of a two hundred dollar (\$200) civil penalty.

ACCORDINGLY, IT IS on this 8th day of October, 2014,

ORDERED that:

1. A civil penalty in the amount of two hundred dollars (\$200) is hereby imposed. Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than fifteen (15) days after the date of filing of this Final Order of Discipline. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

NEW JERSEY STATE BOARD OF NURSING

By: Patricia Murphy PhD, APN
Patricia Murphy PhD, APN
President